

Message Text

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61

ORIGIN L-03

INFO OCT-01 IO-12 ADP-00 USIE-00 CIAE-00 DODE-00 PM-07

H-02 INR-10 NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15

NSCE-00 INRE-00 SSO-00 ACDA-19 GAC-01 AF-10 ARA-11

EA-11 EUR-25 NEA-10 /152 R

DRAFTED BY L: GHALDRICH: LR

5/24/73 EXT 28460

APPROVED BY L: GHALDRICH

IO: SDEPALMA

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FM SECSTATE WASHDC

TO USMISSION GENEVA IMMEDIATE

C O N F I D E N T I A L STATE 100612

FOR USDEL NELSON FROM ALDRICH

E. O. LL652: GDS

TAGS: PFOR, UN

SUBJECT: DEFINITION OF AGGRESSION

1. YOU WILL APPRECIATE DIFFICULTY IN QUICK RESPONSE TO YOUR TELCON IN VIEW MY LACK OF KNOWLEDGE OF RECENT DEVELOPMENTS IN YOUR NEGOTIATIONS. HOWEVER, FOLLOWING COMMENTS SEEM APPROPRIATE, EVEN THOUGH THEY MAY NOT BE OF MUCH DIRECT USE TO YOU. FIRST, ONE HAS TO KEEP IN MIND THAT UNDERSTANDABLE FIRST CONCERN OF MOST OFFICERS IN DEPARTMENT WHO FOLLOW THIS SUBJECT IS HOW IT IS LIKELY TO BE USED AS BASIS FOR PROPAGANDA, PARTICULARLY IN INTERNATIONAL FORUMS. THUS, THERE IS REAL CONCERN THAT, AS PUBLIC RELATIONS MATTER, NOT AS LEGAL MATTER, FAILURE TO INCLUDE IN DEFINITION OF "INDIRECT AGGRESSION" ASSISTING ARMED BANDS WHICH ENGAGE IN ACTS OF SABOTAGE OR ASSASSINATION, EACH OF WHICH IS NOT OF EQUAL GRAVITY WITH
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THE DEFINED ACTS OF DIRECT AGGRESSION, WOULD WEAKEN OUR CASE IN PREDICTABLE FUTURE CIRCUMSTANCES.

2. I BELIEVE THERE ARE MAJOR AND LEGITIMATE US CONCERNS ABOUT TWO TYPES OF INDIRECT AGGRESSION WHICH MUST BE COVERED BY WHATEVER LANGUAGE IS FORMULATED: (1) INSTANCES

OF INDIRECT AGGRESSION WHERE AN ARMED BAND IS SENT INTO THE TERRITORY OF ANOTHER STATE BUT IS CAPTURED OR WITHDRAWS WITHOUT ACTUAL HOSTILITIES; AND (2) SUCH INSTANCES WHERE SMALL ARMED GROUPS CONDUCT RAIDS INTO ANOTHER STATE'S TERRITORY CAUSING ONLY RELATIVELY MINOR DAMAGE OR DESTRUCTION IN EACH RAID BUT CREATING A SERIOUS DANGER WHEN CONSIDERED AS A WHOLE. IN THE FIRST CASE, IT MAY BE DEBATABLE WHETHER THE ACT HAS RESULTED IN USE OF FORCE WITHIN MEANING OF DEFINITION. IN SECOND EXAMPLE, IT IS NOT THE SINGULAR ACT BUT THE COMBINATION OR PATTERN OF ACTS THAT HAVE THE GRAVITY OF ACTS OF AGGRESSION. ACCEPTABLE TEXT SHOULD BE CLEAR ON BOTH THESE POINTS. EVERYONE HERE IS CONFUSED AS TO WHICH IS LATEST TEXT. RUSH

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NMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** CONFIDENTIAL

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